



राजपत्र, हिमाचल प्रदेश

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

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—	अनुपूरक	—

23 नवम्बर, 1963/2 अग्रहायण, 1885 को समाप्त होने वाले सप्ताह में निम्नलिखित विज्ञप्तियां "असाधारण राजपत्र, हिमाचल प्रदेश" में प्रकाशित हुईं :-

विज्ञप्ति की संख्या	विभाग का नाम	विषय
No. 3-5/63-Elec., dated 20th November, 1963.	Election Department	Publication of Election Commission, India Notifications No. 100/HP-LA/2/63(1), 100/HP-LA/2/63(2) and 100/HP-LA/2/63(3), dated the 20th November, 1963.
No. 4-3/63-Elec., dated 19th November, 1963.	-do-	Corrigendum to Notification No. 4-3/63-Elec., dated the 19th October, 1963.

भाग 1—वैधानिक नियमों को छोड़ कर हिमाचल प्रदेश के उप-राज्यपाल और जूडिशल कमिश्नरज कोर्ट द्वारा अधिसूचनाएं इत्यादि

GOVERNMENT OF HIMACHAL PRADESH

APPOINTMENT DEPARTMENT

NOTIFICATIONS

Simla-4, the 6th November, 1963

No. 1/3/63-Appnt.—Shri S. C. Bhatnagar, on the expiry of his leave resumed duties as Finance Secretary to the

Government of Himachal Pradesh, on the forenoon of 21st October, 1963.

The Administrator (Lieutenant Governor), Himachal Pradesh, is pleased to order that Shri S. C. Bhatnagar will as hithertofore, perform the duties of Secretary Excise and Taxation with effect from the date he resumed duties as Finance Secretary i.e. 21-10-1963 (F.N.).

Simla-4, the 6th November, 1963

No. Apptt. 1-692/57-II.—The Lieutenant Governor, Himachal Pradesh, is pleased to order the following transfers and postings of Extra Assistant Commissioners in the interest of public service with immediate effect:—

- (1) Shri Dharam Singh, Magistrate 1st Class, Sundernagar (Mandi district) is transferred and posted as Magistrate 1st Class-cum-Revenue Assistant, Bilaspur, *vice* Shri Lal Singh, transferred;
- (2) Shri Lal Singh, Magistrate 1st Class-cum-Revenue Assistant, Bilaspur, is transferred and posted as Magistrate 1st Class, Sundernagar (Mandi district) *vice* Shri Dharam Singh;
- (3) Shri C. P. Mehta, Land Acquisition Officer (P.W.D.) Himachal Pradesh, Simla, is transferred and posted as Magistrate 1st Class-cum-Genl. Assistant, Mandi *vice* Shri Surat Singh;
- (4) Shri Surat Singh, Magistrate 1st Class-cum-Genl. Assistant, Mandi, is transferred and posted as Land Acquisition Officer (P.W.D.), Himachal Pradesh Simla *vice* Shri C. P. Mehta.

The Lieutenant Governor, Himachal Pradesh, is further pleased to order promotion of the following Tehsildars on *ad-hoc* basis in the scale of Rs. 250-25-300/30-510/30-600/40-800/50-850 with effect from the date of their taking over as Extra Assistant Commissioners:—

- (1) Shri Budh Ram, Tehsildar, Sarkaghat (Mandi district) is promoted as an Offg. EAC and posted as Accounts-cum-Treasury Officer, Kinnaur district, Kalpa, against the vacant post;
- (2) Shri Baldev Singh, Tehsildar, Rampur (Mahasu district) is promoted as an Offg. EAC and posted as Magistrate 1st Class, Mandi, against the vacant post;
- (3) Shri Jaswant Singh, Tehsildar (Consolidation Officer), Ghumarwin (Bilaspur district) is promoted as an Offg. EAC against the vacant post of Magistrate 1st Class, Mahasu district and posted as Officer on Special Duty in the Development Department, Himachal Pradesh, Simla.

Simla-4, the 16th November, 1963

No. 1-55/63-Apptt.—The Administrator (Lieutenant Governor) Himachal Pradesh is pleased to order that Shri Vidya Sagar Sharma, Deputy Development Commissioner, will perform the additional duties of the post of Director of Welfare *vice* Shri G. M. Laul who was deputed to undergo the 6th Orientation Course at National Institute Mussoorie starting from 11th November, 1963.

T. S. NEGI,
Chief Secretary.

MEDICAL AND PUBLIC HEALTH DEPARTMENT NOTIFICATIONS

Simla-2, the 28th October, 1963

No. 3-242/62-Med.—On the recommendations of the Union Public Service Commission, the Lieutenant Governor (Administrator), Himachal Pradesh is pleased to appoint Dr. Bishan Sarup Gupta, as a Civil Assistant Surgeon Grade I (Gazetted), Rohru (Mahasu district), in the pay scale of Rs. 325-25-500-30-590/30-800 with effect from 13-4-1963 (F.N.). He will be on probation for two years.

Simla-2, the 30th October, 1963

No. M. 19-1725/57.—The Lieutenant Governor (Administrator), Himachal Pradesh, is pleased to transfer Dr. Jagdish Mitra Mohan, Medical Officer, Civil Dispensary Janjehli, Mandi district, and post him as Medical Officer incharge Primary Health Centre, Pukhri, District Chamba, with immediate effect.

2. He will be entitled to usual transfer T.A. and joining time as admissible under the rules.

Simla-2, the 30th October, 1963

No. 3-100/63-Med.—Please substitute "1-8-63 (A.N.)" for "1-8-63 (F.N.)" occurring in last line of notification of even number dated the 26th August, 1963.

Simla-2, the 8th November, 1963

No. 3-94/62-Med.—On the recommendation of the Union Public Service Commission, the Lieutenant Governor (Administrator), Himachal Pradesh, is pleased to appoint Dr. Subir Dutta Ray as Psychiatrist in the Himachal Pradesh State Hospital, Snowdon Simla, in the pay scale of Rs. 700-40-1150/2-1250 with effect from 17-9-1963, forenoon. He shall be on 2 years probation.

By order,
Dr. (Mrs.) A. C. PARMAR,
Secretary.

REVENUE DEPARTMENT NOTIFICATIONS

Simla-4, the 29th October, 1963

No. 4-84/62-Rev.-I.—Himachal Pradesh Government Revenue Department Notifications No. R. 60-146/55, dated the November, 1955 (published in the H. P. Rajpatra dated 10-12-55 and the 22nd May, 1956), issued under section 4 and 6 and 7 of the Land Acquisition Act, 1894, respectively, for the acquisition of land for the construction of Nahan-Dadahu Road are hereby withdrawn and cancelled in so far as these relate to the land situate in villages Chuli-Dadahu and Dungi Kandyon, Tehsil Renuka, District Sirmur.

Simla-4, the 5th November, 1963

No. 4-54/61-Rev.I.—The Himachal Pradesh Administration Revenue Department Notifications No. R. 22-692/57, dated the 4th December, 1957, and the 1st September, 1959, issued under section 4 and 6 and 7 of the Land Acquisition Act, 1894, respectively for the acquisition of land measuring 4-17-10 bighas for the construction of Simla-Mandi Road *via* Bilaspur in village Siagla, Tehsil Sadar, District Mandi are hereby withdrawn and cancelled.

By order,
RAGHUBIR SINGH,
Joint Secretary.

Simla-4, the 11th November, 1963

No. R. 22-586/57-III.—In exercise of the powers conferred by sub-section (3) of section 7 of the Himachal Pradesh Land Revenue Act, 1953, (Act No. 6 of 1954), the Administrator (Lieutenant Governor), Himachal Pradesh, is pleased to appoint Shri Munshi Ram, Extra Assistant Commissioner, to be an Assistant Collector of the 1st grade, whose jurisdiction shall extend to the District in which he is for the time being posted.

Simla-4, the 11th November, 1963

No. 2-63/62-Rev. I.—In exercise of the powers conferred by clause (b) of sub-section (1) of section 28 of the Himachal Pradesh Land Revenue Act, 1953 (Act No. 6 of 1954), the Administrator (Lieutenant Governor), Himachal Pradesh, is pleased to confer the powers of Assistant Collector of the second grade on the following candidates to be exercised by them within the local limits and upto the period as mentioned below against each for the purpose of attestation of mutations.

1. Shri Chander Mohan Tehsil Nahan, Sirmur Rewal, Class 'A' Tehsildar candidate. district, upto 14th November, 1963.
2. Shri Mohan Lal Sharma, Tehsil Pachhad, Sirmur Class 'A' Naib Tehsildar Candidate. district, upto the 30th November, 1963.

Simla-4, the 11th November, 1963

No. R. 22-586/57-III.—In exercise of the powers conferred by clause (c) of section 3 of the Land Acquisition Act, 1894, (Act No. 1 of 1894) the Administrator (Lieutenant Governor), Himachal Pradesh, is pleased to appoint Shri Munshi Ram, Compensation Officer (Extra Assistant Commissioner) to perform the functions of a Collector under the said Act in respect of acquisitions of land for purposes of the Public Works Department within the jurisdiction of Chamba district with effect from the 23rd September, 1963.

By order,
S. R. MAHANTAN,
Under Secretary.

भाग 2—वैधानिक नियमों को छोड़ कर विभिन्न विभागों के अध्यक्षों और जिला मैजिस्ट्रेटों द्वारा अधिसूचनाएं इत्यादि

PUBLIC WORKS DEPARTMENT NOTIFICATION

Simla-1, the 5th November, 1963

No. H/1-E-29/63-21358-64.—On his deputation from the CW & PC Shri S. R. Pabbi, Extra-Assistant Director took over the charge of the office of the Assistant Engineer, Electrical Sub-Division, H.P. P.W.D., Dalhousie from Shri B. L. Sharma, Assistant Engineer, Electrical Sub-Division, Chamba who was holding dual charge on the (A.N.) of 15th October, 1963.

Y. N. MALHOTRA,
Superintending Engineer, Hydrel Circle.

FOREST DEPARTMENT NOTIFICATION

Simla-4, the 13th November, 1963

No. Ft. 466-16/62(B).—Consequent upon the change in the headquarter of Solan and Sarahan Forest Divisions to Kunihar and Kotgarh as per Himachal Pradesh Government Notification No. Ft. 29-144/48-III(E.I.), dated the 30th August, 1963, the name of the Divisions has been changed to Kunihar and Kotgarh Forest Divisions. Accordingly in exercise of the powers vested in me under para. 3 of the General Financial Rules Volume I (First Edition), I hereby declare the Divisional Forest Officer, Kunihar and Kotgarh Forest Divisions as Head of Office and Drawing and Disbursing Officer in respect of Major Head "70-Forests".

2. They will also be the Controlling Officers for the Travelling Allowance in respect of Class III and IV employees posted under them.

V. P. AGARWALA,
Chief Conservator of Forests.

काय नियम जिला दण्डाधिकार, मण्डो मंडल, मंडो

कार्यालय आदेश

मण्डो, दिनांक ६ सितम्बर, १९६३

संख्या ४-१७६/६२-पंच-१०३१५.—मैं, एच० आर० महाजन, जिला दण्डाधिकारी, मण्डो मंडल, मण्डो, उन अधिकारों के अन्तर्गत, जो मुझे हिमाचल प्रदेश पंचायत नियम १०६, प्राप्त हैं, संलग्न सूची में उल्लेखित न्याय पंचायतों के चुनाव परिणाम जो निर्वाचन अधिकारी, न्याय पंचायत, तहसील चच्योट तथा सरकाघाट द्वारा प्राप्त हुए हैं, सर्व साधारण की जानकारी के लिए प्रकाशित करता हूँ:—

निर्वाचन क्षेत्र	निर्वाचित उम्मीदवार का नाम
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तहसील: सरकाघाट

क्रमांक तथा न्याय पंचायत का नाम: १. गोपापुर

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| १. विहानजी-१ | श्री मोहन सिंह मुपुत्र श्री हरि सिंह । |
| २. विहानजी-२ | श्री मुत्सो राम मुपुत्र श्री जगो । |
| ३. सथमला लडवान-२ | श्री रोडा राम मुपुत्र श्री ज्योती राम । |
| ४. लगेरह | श्री अमर सिंह मुपुत्र श्री सोहन सिंह । |
| ५. सथमला लडवान-१ | श्री तुलसी राम मुपुत्र श्री लछमन । |
| ६. हारो | श्री गुलाबा राम मुपुत्र श्री गंगी । |
| ७. नैन | श्री बसाखु राम मुपुत्र श्री गिरधारी राम । |
| ८. नाहटा सरमाहडा | श्री सन्त राम मुपुत्र श्री गोकल राम । |
| ९. डोल | श्री इन्दर सिंह मुपुत्र श्री बलदेव । |

क्रमांक तथा न्याय पंचायत का नाम: २. जेहमत

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| १. निचला जेहमत | श्री पदमू मुपुत्र श्री गुरदिता । |
| २. खनयाणा | श्री मथरू मुपुत्र श्री अर्जुन । |
| ३. कसमैला-१ | श्री वंसी मुपुत्र श्री गोविन्दा । |
| ४. भद्रवाणी-१ | श्री कान्धो मुपुत्र श्री वैद । |
| ५. भद्रवाणी-२ | श्री माधू मुपुत्र श्री गुजू । |

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| ६. ठाण | श्री भगत राम मुपुत्र श्री मन् । |
| ७. कनेहडा | श्री माध मुपुत्र श्री कान्दी । |
| ८. धवौई | श्री लोहारी मुपुत्र श्री जगो । |
| ९. दगडोन-१ | श्री महरा राम मुपुत्र श्री रोड़ा । |
| १०. दगडोन-२ | श्री नालमन मुपुत्र श्री माह । |
| ११. जैहमत-१ | श्री सोना मुपुत्र श्री कपूर । |
| १२. जैहमत-२ | श्री भाग सिंह मुपुत्र श्री राम मरन । |
| १३. जैहमत-३ | श्री भगत राम मुपुत्र श्री कान्दी । |
| १४. कसमैला-२ | श्री बेमरिया राम मुपुत्र श्री गोकल । |
| १५. चगयाणा | खाली । |

क्रमांक तथा न्याय पंचायत का नाम: ३. रोगी खाना

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| १. पेहड़-२ | श्री बली राम मुपुत्र श्री टियानकु । |
| २. खनवाहन-२ | श्री मोहन सिंह मुपुत्र श्री माजू । |

क्रमांक तथा न्याय पंचायत का नाम: ४. बतान खाना

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| १. माथरी | श्री रोजन लाल मुपुत्र श्री कन्हैया लाल । |
| २. खेरा दरमयानी | श्री महन राम मुपुत्र श्री नरोत्तम । |
| ३. खेरा जून्वी | श्री गंगा राम मुपुत्र श्री केराव । |
| ४. कुमारी | श्री शेर सिंह मुपुत्र श्री गुरध्यान । |
| ५. डिडन | श्री देवी दाम मुपुत्र श्री गुमाई । |

क्रमांक तथा न्याय पंचायत का नाम: ५. बगला

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| १. चनेरह-२ | श्री बली भदर मुपुत्र श्री मन् । |
| २. कयाली डारक | श्री हरभज मुपुत्र श्री मन्नार । |

तहसील: चच्योट

क्रमांक तथा न्याय पंचायत का नाम: १. कुराहर

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| १. चखामन | श्री देवी दाम मुपुत्र श्री गोकल । |
| २. रमवाला | श्री दुर्गा दल मुपुत्र श्री शेन । |
| ३. मगोगन | श्री जय राम मुपुत्र श्री दिने राम । |
| ४. खुमन | श्री शेर सिंह मुपुत्र श्री हरि राम । |
| ५. चवाली | श्री पुर्ण सिंह मुपुत्र श्री किशन । |

क्रमांक तथा न्याय पंचायत का नाम: २. धिस्ती

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| १. दाडी | श्री यदन लाल मुपुत्र श्री लुहार । |
| २. करनाला | श्री शिव दाम मुपुत्र श्री चैतन । |
| ३. बखडोग | श्री हेम दत्त मुपुत्र श्री टोटी । |
| ४. गाला | श्री नन राम मुपुत्र श्री नेहरू । |
| ५. सन्तोहा | श्री व्यास देव मुपुत्र श्री माजू राम । |

क्रमांक तथा न्याय पंचायत का नाम: ३. मगरू

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| १. रुमनी | श्री करम दाम । |
| २. सिल्ली रुमानी | श्री कगमीर सिंह । |
| ३. जनेर | श्री धन सिंह । |
| ४. झलाटी | श्री प्रितम चन्द । |
| ५. घरबहेर | श्री लच्छमी नन्द । |
| ६. माहडी | श्री मान सिंह । |
| ७. लाहरी | श्री धारू । |
| ८. छतरी नाल | श्री काहन सिंह । |
| ९. धार | श्री पुरनू चन्द । |
| १०. छोगा | श्री मंगलू राम । |
| ११. मोही | श्री कदारू । |
| १२. धारकी | श्री करम सिंह । |
| १३. बरयोग | श्री मने राम । |

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१४. नाहरा श्री जालम राम ।
 १५. लासी श्री दलपत ।
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 १. जगवाटण श्री बाले राम सुपुत्र श्री साऊनू ।
 २. थाटा श्री साडू राम सुपुत्र श्री गोवर्धन ।
 ३. कटवान् श्री देवी चन्द सुपुत्र श्री डावर ।
 ४. चतवाली श्री भगत राम सुपुत्र श्री विजे राम ।
 ५. शन्धारी श्री निहाल सिंह सुपुत्र श्री दायक राम ।
 ६. भेखली श्री शली राम सुपुत्र श्री लाल ।
 ७. सुमलवास श्री डिने राम सुपुत्र श्री कौला राम ।
 ८. शुरागी श्री झावे राम सुपुत्र श्री निके राम ।
 ९. टिकी श्री कातकु राम सुपुत्र श्री प्रसोत्तम ।
 १०. वुग श्री गोरू सुपुत्र श्री तुलसू ।

क्रमांक तथा न्याय पंचायत का नाम: ५. गातु

१. सिंगेहल श्री साधु राम ।
 क्रमांक तथा न्याय पंचायत का नाम: ६. थुनाग
 १. बलयाडां श्री नाजा राम सुपुत्र श्री मनी राम ।
 २. मुरहाला श्री हिरदा राम सुपुत्र श्री कदारी ।
 ३. वखरयार श्री करम सिंह सुपुत्र श्री सावनू ।

क्रमांक तथा न्याय पंचायत का नाम: ६. थाना

१. कुठेहड़ श्री कमाला राम सुपुत्र श्री बुधे राम ।
 २. कडी कुलवाड़ा श्री नरू सुपुत्र श्री सिद्धू ।
 ३. धोआ धार श्री डोले राम सुपुत्र श्री नार सिंह ।
 ४. वागा श्री परमा नन्द सुपुत्र श्री दया राम ।
 ५. शोलग श्री कर्म सिंह सुपुत्र श्री बूदी ।
 ६. चोहट श्री मोहन लाल सुपुत्र श्री आदम ।
 ७. भेचडी श्री केशव राम सुपुत्र श्री आलम ।
 ८. कुलधनी श्री केशव राम सुपुत्र श्री रत्न दास ।
 ९. नदोहल श्री काला सुपुत्र श्री शेरू ।
 १०. गावा श्री प्यारे राम सुपुत्र श्री डोलें राम ।
 ११. पाटन श्री लाला राम सुपुत्र श्री फिगणू ।
 १२. झमास श्री भाग चन्द सुपुत्र श्री धर्म ।
 १३. बजेहल श्री मस्त राम सुपुत्र श्री सिध ।
 १४. जैन्मला श्री जोर सिंह सुपुत्र श्री नुरातू ।
 १५. थाना श्री गंगा राम सुपुत्र श्री नाद ।

क्रमांक तथा न्याय पंचायत का नाम: ७. खलवाहन

१. मातला श्री मिता राम ।
 २. दारमू श्री नारायण ।
 ३. मजौद श्री देवी चन्द ।
 ४. चमराडी श्री हरजी राम ।
 ५. लुहण श्री प्रेम सिंह ।
 ६. स्थान रिक्त रह गये ।

क्रमांक तथा न्याय पंचायत का नाम: ८. मानी

१. शैगली श्री इन्दर सिंह सुपुत्र श्री रेशम ।
 २. धार श्री दुधि राम सुपुत्र श्री भाग चन्द ।
 ३. शवाडी श्री प्रेम सिंह सुपुत्र श्री तुले राम ।
 ४. देवधार श्री देवी राम सुपुत्र श्री राम दास ।
 ५. भुराह श्री भागी राम सुपुत्र श्री बरागी ।
 ६. घाट मूह्य श्री मंगलु सुपुत्र श्री कानू ।
 ७. नौता श्री कौल राम सुपुत्र श्री लिपड़ ।

एच० आर० महाजन,
 जिला दण्डाधिकारी ।

कार्यालय संग्रहकर्ता, मंडी मंडल, मंडी, हिमाचल प्रदेश
 अधिसूचना

मंडी, दिनांक ३१ अक्तूबर, १९६३

प्रक्रांक सं० ६६-६३-पंच-१०८२१—हिमाचल प्रदेश पंचायत नियम ४४ के अन्तर्गत, मैं, एच० आर० महाजन, संग्रहकर्ता, मंडी, मंडल मंडी, निम्नलिखित ग्राम पंचायतों के रिक्त स्थानों के लिए चुने गये, पदाधिकारियों के नाम सर्वसाधारण की जानकारी के लिए प्रकाशित करता हूँ:—

क्रमांक	ग्राम पंचायत का नाम	पद का विवरण	निर्वाचित पदाधिकारी का नाम व पूरा पता
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तहसील: मंडी सदर			
१.	सेहली	उप-प्रधान	श्री नरपत राम सुपुत्र श्री हिरदा, निवासी सरवाहरा ।
२.	वग्गी	प्रधान	श्री बालक राम सुपुत्र श्री चुहाराम ।
३.	बैरकोट	प्रधान	श्री सुन्दर सिंह गांव धार, डा० दसेहरा ।

४.	रिवालसर	१ साधारण स्थान ।	श्री वलदेव चन्द सुपुत्र श्री चुहा राम, गांव व डाकखाना रिवालसर ।
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तहसील: सुन्दर नगर			
१.	सेरी कोठी	१ साधारण स्थान	श्री नर सिंह दास सुपुत्र श्री धर्म, निवासी बालग ।

२.	नालग	२ सुरक्षित स्थान	१. श्रीमती शंकरा देवी पत्नी श्री गुलाबा राम, जात खत्री, सकना साधारण स्त्री तलेली ।
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			२. श्रीमती देवकु देवी बेवा गुलाबा, जात राजपूत, सकना तलेली ।
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तहसील: सरकाघाट			
१.	गाहर	उप-प्रधान	श्री दुधु राम सुपुत्र श्री लछमण राम, निवासी समसाह ।

२.	वरच्छवाड़	१ साधारण स्थान	श्री दिले राम सुपुत्र श्री सयामा, जात राजपूत, गांव जन्दहू खलान
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३.	वलद्वड़ा	प्रधान	श्री ज्ञान चन्द सुपुत्र श्री तिखू । राम, जाती ब्राह्मण, गांव हरलयरण ।
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एच० आर० महाजन,
 संग्रहकर्ता ।

कार्यालय जिला दण्डाधिकारी, मंडी मंडल, मंडी

अधिसूचना

मंडी, दिनांक ३१ अक्तूबर, १९६३

संख्या ४-१८०/६२-पंच-१०८१६—मैं, एच० आर० महाजन, जिला दण्डाधिकारी, मंडी मंडल, मंडी, उन अधिकारों के अन्तर्गत जो मुझे हिमाचल प्रदेश पंचायत नियम १०८(२) द्वारा प्राप्त हैं, मंडी मंडल की निम्नलिखित न्याय पंचायतों के सरपंचों तथा नायब-सरपंचों के चुनाव के परिणाम की सर्वसाधारण की सूचना के लिए प्रकाशित करता हूँ:—

क्रमांक	न्याय पंचायत का नाम	सरपंच का नाम व पूरा पता	नायब-सरपंच का नाम व पूरा पता
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१	२	३	४
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तहसील: सरकाघाट

१.	ममेरन	श्री जिन्दु राम सुपुत्र श्री साध, जाती राजपूत, गांव सरोहली ।	श्री टहू सुपुत्र श्री पंजकू राम, जाती राजपूत, गांव मतलग ।
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imprisonment of either description for a term which shall not be less than six months and not more than two years and with fine."

3. *Insertion of new section 292-A.*—After section 292 of the Indian Penal Code, the following section shall be inserted, namely:—

"292 A. *Printing etc. of grossly indecent or scurrilous matter or matters intended for blackmail.*—Whoever—

- (a) prints or causes to be printed in any newspaper, periodical or circular, or exhibits or causes to be exhibited, to public view or distributes or causes to be distributed or in any manner puts into circulation any picture or any printed or written document which is grossly indecent, or is scurrilous or intended for blackmail; or
- (b) by words, either spoken or intended to be read, or by signs or by visible representations, makes any imputation which is grossly indecent or in scurrilous or intended for blackmail, concerning any person; or signs, recites or utters any songs, ballad or words in or near any public place knowing or having reason to believe that such songs, ballad or words are of a nature which is grossly indecent or is scurrilous or intended for blackmail; or
- (c) sells or lets for hire, or for purposes of sale or hire makes, produces or has in his possession, any picture or any printed or written document which is grossly indecent or is scurrilous or intended for blackmail; or
- (d) conveys any picture or any printed or written document which is grossly indecent or is scurrilous or intended for blackmail knowing or having reason to believe that such picture or document will be printed, sold, let for hire, distributed or publicly exhibited or in any manner put into circulation; or
- (e) takes part in, or receives profits from, any business or in the course of which, he knows or has reason to believe that, any such newspaper, periodical, circular, picture or other printed or written document is printed, exhibited, distributed, circulated, sold, let for hire, made, produced, kept, conveyed or purchased; or
- (f) advertises or makes known by any means whatsoever that any person is engaged, or is ready to engage, in any act which is an offence under this section, or that any such newspaper, periodical, circular, picture or other printed or written document which is grossly indecent or is scurrilous or intended for blackmail, can be procured from or through any person; or
- (g) offers or attempts to do any act which is an offence under this section,

shall be punished with imprisonment of either description for a term which may extend to two years, or with fine, or with both:

Provided that for a second or any subsequent offence under this section, he shall be punished with imprisonment of either description for a term which shall not be less than six months and not more than two years and with fine.

Explanation I.—For the purposes of this section, the words 'scurrilous' shall be deemed to include any matter which is likely to be injurious to morality or is calculated to harm the reputation of any person:

Provided that it is not scurrilous to express in good faith anything whatsoever respecting the conduct of,—

- (i) a public servant in the discharge of his public functions or respecting his character so far as his character appears in that conduct and no further, or
- (ii) any person touching any public question, and respecting his character, so far as his character appears in that conduct and no further.

Explanation II.—In deciding whether any person has committed an offence under this section, the Court shall have regard, among other things, to the following consideration:—

- (a) the general character and dominant effect of the matter alleged to be grossly indecent or scurrilous or intended for blackmail;
 - (b) any evidence offered or called by or on behalf of the prosecution regarding the general character and dominant effect of any matter previously printed, exhibited, distributed or circulated by the accused person;
 - (c) any evidence offered or called by or on behalf of the accused person as to his intention in committing any of the acts specified in this section."
4. *Amendment of section 293.*—In section 293 of the Indian Penal Code,—
- (i) for the words "any such obscene object as is referred to in the last preceding section", the words, figures and letter "any such obscene object as is referred to in section 292 or any such newspaper, periodical, circular, picture or other printed or written document as is referred to in section 292-A" shall be substituted;
 - (ii) for the words "which may extend to six months", the words "which may extend to three years" shall be substituted.

CHAPTER III AMENDMENTS TO THE CODE OF CRIMINAL PROCEDURE, 1898

5. *Amendment of section 99-A.*—In the Code of Criminal Procedure, 1898, (5 of 1898) in sub-section (1) of section 99-A,—

- (a) after the words "the religious beliefs of that class", the words "or any matter which amounts to defamation", and
- (b) after the words, figures and letter "or section 295-A", the words and figures "or section 500", shall be inserted.

6. *Amendment of section 108.*—In the Code of Criminal Procedure, 1898, in section 108, after item (c), the following shall be inserted, namely:—

"(d) any matter which amounts to defamation under the Indian Penal Code."

7. *Amendment of section 521.*—In the Code of Criminal Procedure, 1898, in sub-section (1) of section 521, after the word and figures "section 292", the word, figures and letter "section 292-A" shall be inserted.

8. *Amendment of schedule II.*—In the Code of Criminal Procedure, 1898, in Schedule II, for the entries relating to sections 292 and 293, the following entries shall be substituted, namely:—

1	2	3	4	5	6	7	8
"292	Sale, etc. of obscene books, etc.	Ditto	Warrant	Ditto	Ditto	Imprisonment of either description for two years, or fine, or both and for a second or any subsequent offence, imprisonment of either description for a term which shall not be less than six months and not more than two years and with fine.	Magistrate of the first class.
292-A	Printing, Sale etc. of grossly indecent or scurrilous	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto

1	2	3	4	5	6	7	8
	matter or mat- ters intended for blackmail.						
293	Sale etc., of obscene ob- jects and gross- ly indecent or scurrilous mat- ter or matters intended for blackmail to young persons.	Ditto	Ditto	Ditto	Ditto	Imprisonment of either des- cription for three years or fine or both.	Ditto

CHAPTER IV MISCELLANEOUS

9. If, immediately before the date on which this Act comes into Repeal force, there is in force in any State, any law corresponding to this Act, that law shall stand repealed on the said date.

STATEMENT OF OBJECTS AND REASONS

It is a matter of deep concern that Yallow Press in this country has been growing unchecked and has been indulging very freely in scurrilous attacks against persons of status and standing, with impunity. The writings are grossly indecent, obscene or intended for blackmail. Being afraid of giving undue publicity to these infamous writings, the persons affected are usually reluctant to take legal action available to them under the ordinary law against such publishers. There have been a few instances of foreign dignitaries also being subjected to scurrilous attacks in the press and such attacks on foreign dignitaries, if allowed unchecked, may have an adverse impact on friendly relations of our country with foreign countries. There is at present no Central Act to effectively deal with such writings after the repeal, in 1957, of the Press (Objectionable Matter) Act, 1951. In such a matter concerning the whole of India, it is desirable that Parliament undertake suitable legislation to combat this evil so that any such legislation may be of a uniform character applicable throughout the country. If the growth of such writing is not curbed effectively the Government would be failing in their duty of protecting the elementary rights of citizens in a welfare State.

2. It is, therefore, considered that the effective way of combating the evils of obscenity, scurrility, gross indecency and blackmailing in writing is—

- (1) to provide for the enhancement of the penalty under section 292 of the Indian Penal Code from three months to two years and also to provide for more deterrent punishment for a second or subsequent offence;
- (2) to penalise printers, publishers, writers etc., of scurrilous matter which is grossly indecent or intended for blackmail;
- (3) to penalise not only sale, etc., of obscene objects but also sale etc., of scurrilous writing or writings which are grossly indecent or intended for blackmail to young and unwary persons or to those of impressionable age;
- (4) to enhance the maximum term of imprisonment specified in section 293 I.P.C. from six months to three years;
- (5) to penalise persons who indulge in talk which is scurrilous, grossly indecent or intended for blackmail;
- (6) to demand security for good behaviour from person disseminating defamatory matters; and
- (7) to forfeit to Government publications containing matter which are defamatory within the meaning of section 499 I.P.C.

3. It is also Proposed to make consequential amendments to the Code of Criminal Procedure and to repeal, the corresponding laws in force in any of the States.

4. The Bill seeks to achieve the above objects.

NEW DELHI: T. LAKSHMI KANTHAMMA.

14th March, 1963.

ANNEXURE

EXTRACTS FROM THE INDIAN PENAL CODE

292. *Sale, etc., of obscene books, etc.*—Whoever—

- (a) sells, lets of hire, distributes, publicly exhibits or in any manner puts into circulation, or for purposes of sale, hire, distribution, public exhibition or circulation, makes, produces or has in his possession any obscene book, pamphlet, paper, drawing, painting, representation or figure or any other obscene object whatsoever, or
- (b) imports, exports or conveys any obscene object for any of the purposes aforesaid, or knowing or having reason to believe that such object will be sold, let to hire, distributed or publicly exhibited or in any manner put into circulation, or
- (c) takes part in or receives profits from any business in the course of which he knows or has reason to believe that any such obscene objects are, for any of the purposes aforesaid, made, produced, purchased, kept, imported, exported, conveyed, publicly exhibited or in any manner put into circulation, or
- (d) advertises or makes known by any means whatsoever that any person is engaged or is ready to engage in any act which is an offence under this section, or that any such obscene object can be procured from or through any person, or
- (e) offers or attempts to do any act which is an offence under this section.

shall be punished with imprisonment of either description for a term which may extend to three months, or with fine, or with both.

Exception.—This section does not extend to any book, pamphlet, writing, drawing or painting kept or used bona-fide for religious purposes or any representation sculptured, engraved, painted or otherwise represented on or in any temple, or on any car used for the conveyance of idols, or kept or used for any religious purpose.

293. *Sale, etc., of obscene objects to young person.*—Whoever sells, lets to hire, distributes, exhibits or circulates to any person under the age of twenty years any such obscene object as is referred to in the last preceding section, or offers or attempts so to do, shall be punished with imprisonment of either description for a term which may extend to six months, or with fine, or with both.

EXTRACTS FROM THE CODE OF CRIMINAL PROCEDURE, 1898

99A. *Power to declare certain publications forfeited and to issue search warrants for the same.*—(1) Where—

- (a) any newspaper, or book as defined in the Press and Registration of Books Act, 1867, or
- (b) any document,

Wherever printed, appears to the Provincial Government to contain any seditious matter or any matter which promotes or is intended to promote feelings of enmity or hatred between different classes of the citizens of India or which is deliberately and maliciously intended to outrage the religious feelings of any such class by insulting the religion or the religious beliefs of that class, that is to say, any matter the publication of which is punishable under, section 124A or section 153A or section 295A of the Indian Penal Code, the Provincial Government may, by notification in the Official Gazette, stating the grounds of its opinion, declare every copy of the issue of the newspaper containing such matter, and every copy of such book or other document to be forfeited to His Majesty, and thereupon any police officer may seize the same wherever found in the Provinces and any Magistrate may by warrant authorize any police officer not below the rank

of sub-inspector to enter upon and search for the same in any premises where any copy of such issue or any such book or other document may be or may be reasonably suspected to be.

108. *Security for good behaviour from persons disseminating seditious matter.*—Whenever a Chief Presidency or District Magistrate, or a Presidency Magistrate or Magistrate of the first class specially empowered by the Provincial Government in this behalf, has information that there is within the limits of his jurisdiction any person who, within or without such limits, either orally or in writing or in any other manner intentionally disseminates or attempts to disseminate, or in anyway abets the dissemination of,—

- (a) any seditious matter, that is to say, any matter the publication of which is punishable under section 124-A of the Indian Penal Code, or
- (b) any matter the publication of which is punishable under section 153-A of the Indian Penal Code, or
- (c) any matter concerning a Judge which amounts to criminal intimidation or defamation under the Indian Penal Code, such Magistrate, if in his opinion there is sufficient ground for proceeding may in manner herein-after provided require such person to show cause why he should not be ordered to execute a bond, with or without sureties, for his good behaviour for such period, not exceeding one year, as the Magistrate thinks fit to fix.

No proceedings shall be taken under this section against the editor, proprietor, printer or publisher of any publication registered, under, and edited, printed and published in conformity with, the rules laid down in the Press and Registration of Books Act, 1867, with reference to any matters contained in such publication except by the order or under the authority of the Provincial Government or some officer empowered by the Provincial Government in this behalf.

521. *Destruction of libellous and other matter.*—(1) On a conviction under the Indian Penal Code, section 292, section 293, section 501 or section 502, the Court may order the destruction of all the copies of the thing in respect of which the conviction was had, and which are in the custody of the Court or remain in the possession or power of the person convicted.

SCHEDULE II

TABULAR STATEMENT OF OFFENCES

Explanatory Note.—The entries in the second and seventh columns of this schedule, headed respectively "Offence" and "Punishment under the Indian Penal Code" are not intended as definitions of the offences and punishments described in the several corresponding sections of the Indian Penal Code, or even as abstracts of those sections, but merely as references to the subject of the section, the number of which is given in the first column.

The third column of this schedule applies also to the police in the towns of Calcutta and Bombay.

CHAPTER V ABETMENT

Section	Offence	Whether the police may arrest without warrant or not	Whether a warrant or a summons shall ordinarily issue in the first instance	Whether bailable or not	Whether compoundable or not	Punishment under the Indian Penal Code	By what court triable
1	2	3	4	5	6	7	8
292	Sale, etc. of obscene books, etc.	May arrest without warrant.	Warrant	Bailable	Not compoundable.	Imprisonment of either description for 3 months, or fine, or both.	Presidency Magistrate or Magistrate of the first class.
293	Sale, etc. of obscene objects to young persons.	Ditto	Ditto	Ditto	Ditto	Imprisonment of either description for 6 months, or fine, or both.	Presidency Magistrate, or Magistrate of the first class.

By order,
S. R. MAHANTAN,
Under Secretary (Judicial).

भाग 4—स्थानीय स्वायत्त शासन: म्युनिसिपल बोर्ड, डिस्ट्रिक्ट बोर्ड, नोटीफाइड और टाउन एरिया तथा पंचायत विभाग

शून्य

भाग 5—वैयक्तिक अधिसूचनाएं और विज्ञापन

शून्य

भाग 6—भारतीय राजपत्र इत्यादि में से पुनः प्रकाशन

शून्य

भाग 7—भारतीय निर्वाचन आयोग (Election Commission of India) की वैधानिक अधिसूचनाएं तथा अन्य निर्वाचन सम्बन्धी अधिसूचनाएं

शून्य

अनुपूरक

शून्य